

May 2008

MEMORANDUM

TO: Applicants for Special Local Need (SLN),
FIFRA Section 24(c), Registrations in Montana

FR: Amy Bamber
Section Supervisor
Telephone: 406-444-3676; E-mail: abamber@mt.gov; Fax: 406-444-7336

RE: Section 24(c) Application Guidelines

The Montana Pesticides Act requires that all 24(c) application be reviewed by three agencies- the Department of Agriculture, the Department of Public Health and Human Services, and the Department of Fish, Wildlife and Parks. Additionally, the department requests that the U.S. Fish and Wildlife Service review the applications. Four copies of the application package should be supplied to facilitate review.

When a complete application package is received, we will document that a special local need exists and submit copies of the package to the review partners. We will notify you of our decision after the review is completed. After the application package is complete, it generally takes about a month for a full review. Additional information may be requested of the applicant by the reviewers before a final decision is made.

If registration is approved, we will assign an SLN number so that you may submit an electronic copy of the final label to abamber@mt.gov. I will notify U.S. EPA of the registration approval and usually will send out an AgAlert in Montana regarding the approval. You will also be required to submit a pesticide registration form, \$90.00 registration fee and an electronic copy of the final label to Lynn Jones, Licensing and Registration Program Manager, ljones@mt.gov.

The following information is typically needed to evaluate proposed special local need, 24(c) registration requests:

1. A completed EPA Application/ Notification form (EPA Form 8570-25).
2. A copy of the proposed supplemental labeling. For new products, a copy of the complete proposed labeling.

3. A copy of the current EPA-approved FIFRA Section 3 labeling.
4. Describe the special local need – the existing or imminent pest problem within Montana for which there is no appropriate federally registered pesticide product available. Include requests for the product from user groups that documents the need for the pesticide and interest to use the product if the registration is approved.
5. Technical data sheets, an MSDS, or other information to assess potential health hazards, including recognized chronic effects. Additional safety data may be needed to determine whether the pesticide poses less risk than EPA-registered alternatives.
6. Documentation of a tolerance or exemption from tolerance if necessary for the proposed use (e.g. a copy of the Federal Register notification).
7. Residue data to insure that residues from the proposed use pattern or rates do not exceed established tolerances.
8. Efficacy data to demonstrate that the pesticide is more effective than EPA-registered alternatives or to insure that claims made for the pesticide are warranted. If data are not available, expert evaluations may be acceptable.
9. A summary of environmental information, including toxicity to fish and wildlife, phytotoxicity, degradation mechanisms, persistence, and mobility. Information from nearby areas will be considered if Montana information is not available.
10. Information regarding status of any Reregistration Decision, Special Review, or data-call-in by EPA including a summary of data gaps identified and any plans or studies in progress to support continued registration.
11. Documentation for why alternative products are not available in sufficient quantity, if applicable.
12. For new products, a certified statement of formula.
13. For new products, any additional information that might be useful in making a “no unreasonable adverse effects” determination.
14. Send applications to:
Montana Department of Agriculture
Attn: Amy Bamber
Agricultural Sciences Division
P.O. Box 200201
303 N. Roberts
Helena, MT 59601-0201